

R.D. WELLS SERVICES

Index # 07 CIV 8539

STATE OF NEW YORK UNITED STATES DISTRICT Court, County of SOUTHERN DISTRICT OF NEW YORK

DAVID FEIGE,

Plaintiff

against

Defendant

RCN CORPORATION,

STATE OF NEW YORK

County of: ALBANY

Robert Wells, being duly sworn, deposes and says that he/she is over the age of eighteen(18) years; that on: 10/4/2007 at the office of the Secretary of State, of the State of New York in the City of Albany, New York, he/she served the annexed Summons & Class Action Complaint with Civil Cover Sheet on RCN CORPORATION

Defendant in this action, by delivering to and leaving with Donna Christi an authorized agent in the Office of the Secretary of State, of the State of New York, personally at the Office of the Secretary of State of the State of New York, one (1) true copies thereof and that at the time of making such service, deponent paid said Secretary of State a fee of \$40.00 Dollars. That said service was made pursuant to Section 307, Business Corporation Law.

A copy of the Summons & Class Action Complaint with Civil Cover Sheet in this action is being sent to you by registered mail return receipt. (#RR696349661US)

Deponent further says that he/she knew the person so served as aforesaid to be an authorized agent in the Office of the Secretary of State of the State of New York, duly authorized to accept such service on behalf of said defendant.

Deponent further states that he/she describes the person actually served as follows:

Sex: Skin Color: Hair Color: Age (Approx.) Height (Approx.) Weight (Approx.)

Female White Blond 43 5'2 145

Other Identifying Features:

Robert Wells

Sworn to before me, this

5 day of Oct, 2007

Rosemary Lanni
Notary Public-Commissioner of Deeds

R. D. WELLS SERVICES

P.O. BOX 3931

ALBANY, NY 12203

ROSEMARY LANNI

Notary Public, State of New York

Qualified in Albany County

Reg No 4904277

Commission Expires Nov 2, 2009